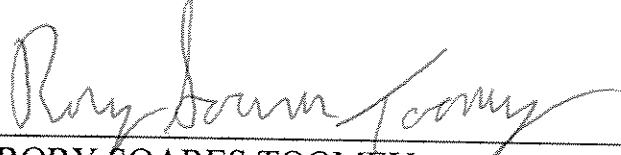


DATED: Honolulu, Hawaii, February 21, 2006


RORY SOARES TOOMEY

Declaration of Counsel attached to the Plaintiff's Motion in Limine Re Exclusion of all Evidence of the Alleged Criminal Conduct of Allen Coloyan filed in the matter of Ofelia Coloyan vs. William Badua, Jeffery Omai, Spencer Anderson, Neil Ping. In the United States District Court for the District of Hawaii Civil No. CV-03-00476-KSC